

## **AGENDA**

### **BOARD OF MAYOR AND ALDERMEN**

**November 16, 2004**

**7:30 PM**

**Aldermanic Chambers  
City Hall (3<sup>rd</sup> Floor)**

1. Mayor Baines calls the meeting to order.
2. The Clerk calls the roll.
3. A report of the Special Committee on Solid Waste Activities recommending that it has referred a proposal regarding solid waste activities to the full Board of Mayor and Aldermen for presentation and discussion.  
**Ladies and Gentlemen, what is your pleasure?**

### **CONSENT AGENDA**

4. Mayor Baines advises if you desire to remove any of the following items from the Consent Agenda, please so indicate. If none of the items are to be removed, one motion only will be taken at the conclusion of the presentation.

### **Accept BMA Minutes**

- A. Minutes of meetings held on July 20, 2004 (two meetings); August 3, 2004 (two meetings); August 25, 2004; and August 31, 2004 (three meetings).  
*(Note: available for viewing at the Office of the City Clerk and forwarded under separate cover to Mayor and Aldermen.)*

**Informational – to be Received and Filed**

- B.** Communication from the City Clerk submitting the official results of the Charter Amendment question submitted to the voters on November 2, 2004 relative to taking the responsibility and authority to audit the City's financial records from the City Finance Officer and placing it with an Independent City Auditor.
- C.** Communication from the Public Works Director outlining the Department of Highways' winter operations.
- D.** Communication from the NH Department of Environmental Services submitting the current version of the Comprehensive Shoreland Protection Act – RSA 483-B.  
*(Note: previously forwarded to Building, Highway and Planning Departments, the Zoning Board of Adjustment and Conservation Commission.)*

**Accept Funds and Remand for the Purpose Intended**

- E.** Communication from the Deputy Finance Officer advising of the receipt of funds in the amount of \$1,000.00 from Arthur and Julie Desrosiers towards the purchase of equipment and supplies for the Mounted Patrol.
- F.** Communication from the Deputy Finance Officer advising of the receipt of donations in the amount of \$801.00 for the Manchester Art Fund.

**REFERRALS TO COMMITTEES**

**COMMITTEE ON FINANCE**

- G.** Resolutions:

“Amending the FY2005 Community Improvement Program, authorizing and appropriating funds in the amount of Sixty Seven Thousand Four Hundred Sixty Seven Dollars and Fifty Cents (\$67,467.50) for FY2005 CIP 411505 Emergency Management Preparedness Grants Project.”

“Amending the FY2003, 2004 and 2005 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of Eight Thousand Three Hundred Twenty Dollars (\$8,320) for the 2005 CIP 511005 Annual Park Maintenance Program.”

“Amending the FY2005 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of Six Hundred Fifty Thousand Dollars (\$650,000) for the 2005 CIP 711705 WWTF Facility Plan Project.”

## **REPORTS OF COMMITTEES**

### **COMMITTEE ON COMMUNITY IMPROVEMENT**

- H.** Recommending that the Board authorize acceptance and expenditure of funds in the amount of \$67,467.50 (State) for FY2005 CIP 411505 Emergency Management Preparedness Grants Project, and for such purpose a resolution and budget authorization has been submitted.
- I.** Recommending that the Board authorize transfer of funds in the amount of \$8,320 (Cash) for FY2005 CIP 511005 Annual Park Maintenance Program, and for such purpose a resolution and budget authorizations have been submitted.
- J.** Recommending that the Board authorize transfer of funds in the amount of \$650,000 (Enterprise) for the FY2005 CIP 711705 WWTF Facility Plan Project, and for such purpose a resolution and budget authorizations have been submitted.
- K.** Recommending that budget authorizations for CIP 214704, Lead Safe for Kid’s Sake (Revision #1) and CIP 410704, Streetsweeper (Revision #3) be extended from June 30, 2004 to December 31, 2004.
- L.** Recommending that a communication from Alderman Osborne regarding street resurfacing and sidewalks be referred to the FY2006 budget discussions.

- M.** Recommending that the Board adopt the following development approach relating to the Raco Theodore pool:
- 1) The matter is referred to the CIP Committee.
  - 2) That approximately \$50,000 be transferred to this project from the final balance in the Cohas Brook Fire Station account. This will insure that the Contract #1 – reconstruction of the pool and construction a new pumphouse can be completed.
  - 3) In the next four months, final design is completed and Contract #1 and Contract #2 (reconstruction of the bathhouse) are put out to bid.
  - 4) The Board of Mayor and Aldermen would approve both contracts early in 2005 with the understanding that the balance of Contract #2 would be funded in the FY06 CIP.
  - 5) The Mayor would propose a majority of the funding of Contract #2 in his proposed FY06 CIP to come from HUD CDBG funding. The staff has determined that this project would be eligible according to HUD criteria.
  - 6) Final funds would be available for payment somewhere between May of 2005 and August of 2005.
- N.** Recommending that pursuant to RSA 232:22a Hillcrest Avenue be reclassified from a Class VI to a Class IV highway contingent upon a design plan of improvements acceptable to the Highway Department submitted by a licensed NH engineer, and a bond for the cost of construction presented in the design plan that is acceptable to the Highway Department, being received by the Highway Department. Such reclassification to become effective upon certification by the Public Works Director to the City Clerk that such items have been received and are acceptable to the Highway Department.
- O.** Recommending that a petition to discontinue a portion of Lumber Lane and Allard Drive be referred to a Road Hearing to be held on Monday, December 6, 2004 at 4 PM in the Aldermanic Chambers at City Hall.
- P.** Advising that they have approved a request of Chief Kane to purchase two vehicles with Homeland Security funds, and authorized additional municipal license plates for such vehicles.

- Q.** Advising that they have directed the Highway Department to proceed with the Granite Street Widening Project as presented to the Committee on November 9, 2004.
- R.** Advising that they have approved a request of Chief Jaskolka to accept a vehicle from the Manchester Police Athletic League, and authorized an additional municipal license plate for such vehicle.
- S.** Advising that they have authorized the Parks, Recreation & Cemetery Department to proceed with Phase II for the Derryfield Park Rehabilitation.

#### **COMMITTEE ON JOINT SCHOOL BUILDINGS**

- T.** Advising that it has approved the use of contingency funds to replace 800 lockers at West High School.

#### **COMMITTEE ON TRAFFIC/PUBLIC SAFETY**

- U.** Recommending that a policy regarding the Use and Enforcement of Meter Hoods, as enclosed herein, be adopted.
- V.** Recommending that a policy regarding Seat Belts and Fall Protection, as enclosed herein, be adopted.
- W.** Recommending that regulations governing standing, stopping, parking and operation of vehicles be adopted and put into effect when duly advertised and posted.

#### **SPECIAL COMMITTEE ON RIVERFRONT ACTIVITIES AND BASEBALL**

- X.** Recommending that the payment date for Chinburg Builders be extended from November 1, 2004 to December 1, 2004 and that such payment shall include the five percent (5%) penalty totaling approximately \$38,000.00.

**LADIES AND GENTLEMEN, HAVING READ THE CONSENT AGENDA,  
A MOTION WOULD BE IN ORDER THAT THE CONSENT AGENDA BE  
APPROVED.**

5. Nominations to be presented by Mayor Baines, if available.
6. Mayor Baines advises that a motion is in order to recess the regular meeting to allow the Committee on Finance to meet.
7. Mayor Baines calls the meeting back to order.

### **OTHER BUSINESS**

8. Report(s) of the Committee on Finance, if available.  
**Ladies and Gentlemen, what is your pleasure?**

9. Report of the Committee on Traffic/Public Safety recommending that Ordinance:

“Amending Section 70.57(A) Parking Rates of the Code of Ordinances of the City of Manchester by increasing the monthly parking garage rates.”

providing for increase of parking garage rates from \$65.00 monthly to \$70.00 monthly, be adopted with an effective date of January 1, 2005.  
*(Clerk Note: suggest that the rules be suspended and the ordinance be placed on its final reading to be ordained at this time to allow timely notice of change to consumers by the Traffic Department.)*

**Ladies and Gentlemen, what is your pleasure?**

10. Report of the Committee on Traffic/Public Safety recommending that Ordinance:

“Amending §70.73.(B)Removal, Impounding and Return of vehicle. of the Code of Ordinances of the City of Manchester.”

providing for increase of vehicle impoundment fees for snow emergencies from \$85.00 to \$125.00, be adopted.

*(Clerk Note: given time constraints, it has been requested that the rules be suspended and the ordinance be placed on its final reading at this time to be ordained.)*

**Ladies and Gentlemen, what is your pleasure?**

11. Communication from the Board of Assessors recommending the Board of Mayor and Aldermen order a full revaluation for year 2006.  
**If the Board so desires, a motion is in order to direct the Board of Assessors to collaborate with the Office of the City Solicitor to order contract to provide for a full revaluation of city property for tax year 2006.**
12. Communication from Fire Chief Kane requesting a leave of absence without pay or benefits for Jay L. Heath whose anticipated return to duty is December 1, 2004.  
**Ladies and Gentlemen, what is your pleasure?**
13. Communication from the Public Works Director submitting a revised Procurement Code.  
**Ladies and Gentlemen, what is your pleasure?**
14. Communication from Helen Closson, Chair of Hands Across the Merrimack, Inc., requesting the Board's authorization with respect to naming rights for the bridge, as well as other naming possibilities.  
**Ladies and Gentlemen, what is your pleasure?**
15. Resolutions: **(A motion is in order to read by titles only.)**  
  
"Amending the FY2005 Community Improvement Program, authorizing and appropriating funds in the amount of Sixty Seven Thousand Four Hundred Sixty Seven Dollars and Fifty Cents (\$67,467.50) for FY2005 CIP 411505 Emergency Management Preparedness Grants Project."  
  
"Amending the FY2003, 2004 and 2005 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of Eight Thousand Three Hundred Twenty Dollars (\$8,320) for the 2005 CIP 511005 Annual Park Maintenance Program."  
  
"Amending the FY2005 Community Improvement Program, transferring, authorizing and appropriating funds in the amount of Six Hundred Fifty Thousand Dollars (\$650,000) for the 2005 CIP 711705 WWTF Facility Plan Project."

**A motion is in order that the Resolutions pass and be Enrolled.**

### **TABLED ITEM**

**A motion is in order to remove the following item from the table for discussion.**

- 16. Bond Resolution: (A motion is in order to read by title only.)**  
“Authorizing Bonds, Notes or Lease Purchases in the amount of  
Two Hundred Fifty Thousand Dollars (\$250,000) for the 2005 CIP  
811305, Revaluation Update Project.”  
*(Tabled 08/03/2004)*  
**A motion is in order that the Bond Resolution pass and be Enrolled.**

**17. NEW BUSINESS**

- a) Communications
- b) Aldermen

- 18. Communication from the Chief Negotiator requesting to meet with the Board for a negotiation strategy session.**

- 19. Mayor Baines calls the meeting back to order.**

- 20. If there is no further business, a motion is in order to adjourn.**